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MUR # 5443

April 22, 2004

BY HAND DELIVERY

Lawrence M. Norton, Esq.
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
2004 APR 22 P 1:37

Re: www.johnfkerry-2004.com

Gentlemen:

We are counsel to John Kerry for President, Inc., the principal campaign committee of Senator John Kerry, the presumptive nominee of the Democratic Party for President of the United States. It has recently come to our attention that a website is fraudulently soliciting and collecting contributions by passing itself off as a website authorized by John Kerry for President, Inc.

The website is located at <http://www.johnfkerry-2004.com>. See Attachment A. The website falsely uses the disclaimer "paid for and authorized by John Kerry for President, Inc., 2004." The website's contents have also been borrowed extensively from the actual authorized website of the campaign, located at <http://www.johnkerry.com>. The campaign website logo has been appropriated; the fraudulent website has also appropriated the content of the "John Kerry on the Issues" page of the authorized website, locate at <http://www.johnkerry.com/issues/>. See Attachment B.

Most troubling, the fraudulent website solicits contributions and suggests that these contributions will benefit Senator Kerry's campaign. A solicitation stating "Bring It On!

26044141829

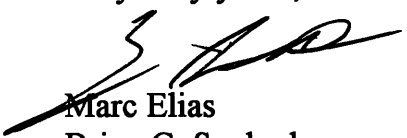
Noel L. Hillman, Esq.
Lawrence M. Norton, Esq.
April 22, 2004
Page 2

Join Our Fight, Make a Contribution!" appears prominently on the home page of the site. This solicitation links to the contribution page of the website. See Attachment C. From this page, the website solicits contributions via two services: E-Gold and E-Bullion.

The owner of the website has used a service called ProtectFly.com to mask the real ownership of the website. See Attachment D.

This website is fraudulently misrepresenting itself as acting on the behalf of John Kerry for President, Inc. for the purpose of soliciting contributions. See 2 U.S.C. § 441h(b) (2003). We respectfully request that you undertake an immediate investigation of this matter, and promptly take steps to seek appropriate judicial relief to prevent future harm to our client. Please do not hesitate to contact us if you have any questions or need further information.

Very truly yours,


Marc Elias
Brian G. Syoboda
Ezra W. Reese
Counsel to John Kerry for President, Inc.

DISTRICT OF COLUMBIA

SUBSCRIBED AND SWORN to before me this 22 day of April, 2004.


Notary Public

My Commission Expires:
Notary Public District of Columbia
My Commission Expires 12/14/08

Attachments



26044141850



Wednesday, April 21

ISSUES

100 Days to Change America
Agriculture
AIDS
Americans with Disabilities
Children
Civil Rights
College Affordability
Crime
Economy & Jobs
Education
Energy & Environment
Foreign Policy
GLBT
Health Care
Homeland Security
Immigration
Iraq - "Winning the Peace"
National Service
Native Americans
Nurses
Protecting America's Workers
Seniors
Small Businesses
Technology
Trade
Urban America
Veterans
Women's Issues

Stand with John Kerry

Now that you know where John Kerry stands on this issue, stand with him!

BRING IT ON!

JOIN OUR FIGHT, MAKE A CONTRIBUTION

➤ [Contribute Today!](#)

Restoring Jobs and Rebuilding Our Economy

George W. Bush has chosen tax cuts for the wealthy and special favors for special interests over our economic future. John Kerry has a plan to rebuild our future, starting with 3 million jobs in his first 500 days – and a plan to ensure that workers can achieve the American Dream in our changing economy.

➤ [View Details](#)

Winning the Peace in Iraq

What does it gain America to win a war and lose a peace? The Bush failures will cost us dearly in the months ahead, in an Iraq consumed with suspicion, resentment and continued violence. What's needed now is leadership – to finish the job in Iraq the right way – because America can and must do better.

➤ [View Details](#)

Access to Affordable Health Care

John Kerry believes that your family's health is just as important as any politician's in Washington. Our nation needs a leader who has the courage to take on the big insurance and drug companies to make that same health care plan affordable for every American.

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Defending the American Homeland

We shouldn't be opening firehouses in Baghdad and closing them in Brooklyn. America's homeland security needs to take steps as big as the threats we face – and give our front lines the resources they need. John Kerry has a six-point plan to ensure that we are safer, stronger, and more secure on our own soil.

➤ [View Details](#)

Creating a New Era for America's Schools

We need a president who will roll up his sleeves and get things done for America's schools. By supporting teachers, reducing class sizes, rebuilding crumbling schools, and standing up for high standards in our public education system, John Kerry has the courage to fight for our children's future every day.

➤ [View Details](#)

A Cleaner and Greener America

We owe it to our families, our communities, and to our planet to elect a president who will unapologetically pursue our environmental values. Unlike the Bush Administration, where special interest rule and the environment suffers, a Kerry Administration will build its policies around citizens' needs and aspirations.

» [View Details](#)

A Principled Foreign Policy

Americans deserve a principled foreign policy backed by an enlightened self-interest and undoubted military might – a diplomacy shaped by our own national security. John Kerry will pursue a bold, progressive internationalism that commits America to lead the world toward liberty and prosperity.

» [View Details](#)

Making College Affordable for All Americans

Today's young people need a president who will take on the Bush tax cuts and stand up for their future – a leader with the courage to help them pay for, prepare for, and complete college. In a Kerry Administration, if you believe in yourself enough to work hard and do what's right, your country will invest in you.

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Paid for and authorized by John Kerry for President, Inc., 2004

26044141832

John Kerry

P R E S I D E N T

[Contribute](#) [MeetUp](#) [Volunteer](#) [Blog](#)

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email address

zip code

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John Kerry on the Issues

"I'm running for President to make the country we love safer, stronger, and more secure. I'm asking every American to be a Citizen Soldier again committed to leaving no American behind."



Restoring Jobs and Rebuilding Our Economy

George W. Bush has chosen tax cuts for the wealthy and special favors for special interests over our economic future. John Kerry has a plan to rebuild our future, starting with 3 million jobs in his first 500 days – and a plan to ensure that workers can achieve the American Dream in our changing economy.

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Issues

Video

News

- 100 Days to Change America
- Agriculture
- AIDS
- Americans with Disabilities
- Children
- Civil Rights
- College Affordability
- Crime
- Economy & Jobs
- Education
- Energy & Environment
- Foreign Policy
- GLBT
- Health Care
- Homeland Security
- Immigration
- Iraq - "A Strategy for Iraq"
- National Service
- Native Americans
- Nurses
- Protecting America's Workers
- Seniors
- Small Businesses
- Technology
- Trade
- Veterans
- Women's Issues

[Click any link above for more info](#)

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John Kerry
YOUR PRESIDENT

Wednesday, April 21

ISSUES

100 Days to Change America
Agriculture
AIDS
Americans with Disabilities
Children
Civil Rights
College Affordability
Crime
Economy & Jobs
Education
Energy & Environment
Foreign Policy
GLBT
Health Care
Homeland Security
Immigration
Iraq - "Winning the Peace"
National Service
Native Americans
Nurses
Protecting America's Workers
Seniors
Small Businesses
Technology
Trade
Urban America
Veterans
Women's Issues

We Appreciate Your Support!

Every dollar you contribute will go into our effort to remove George Bush from office and replace his Administration with a Kerry Administration that respects and protects our freedoms, our environment, our values, and our future. Please complete the form below to make a secure online contribution to my campaign.

Contributions to Kerry for President are for use in connection with the Democratic presidential primary and are subject to the prohibitions and limitations of the Federal Election Campaign Act. That law prohibits contributions from corporations, labor unions, minors, and foreign nationals who are not admitted for permanent residence. All contributions must be made from personal funds and may not be reimbursed by any other person.

Contributions or gifts to John Kerry for President, Inc. are not deductible for federal income tax purposes.

- 1) You are a United States citizen or a permanent resident alien.
- 2) You are making this contribution from your own funds, and not those of another.
- 3) You are not a federal contractor.
- 4) You are at least 18 years of age.

Make Online Contribution



Enter Amount You'd like to Donate:

USD worth of e-gold

Donate Now



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WHOIS SEARCH RESULTS

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johnfkerry-2004.com

Back-order this name

Registration Service Provided By: RegisterFly.com
 Contact: support@RegisterFlysupport.com
 Visit: http://www.RegisterFly.com

Domain name: JOHNFKERRY-2004.COM

Registrant Contact:

RegisterFly.com - Ref# 10616004
 Whois Protection Service - ProtectFly.com (10616004.fly@spamfly.com)
 +1.2122952121
 Fax: +1.2122952153
 230 Park Avenue
 Suite 864
 New York, NY 10169
 US

Administrative Contact:

RegisterFly.com - Ref# 10616004
 Whois Protection Service - ProtectFly.com (10616004.fly@spamfly.com)
 +1.2122952121
 Fax: +1.2122952153
 230 Park Avenue
 Suite 864
 New York, NY 10169
 US

Technical Contact:

RegisterFly.com - Ref# 10616004
 Whois Protection Service - ProtectFly.com (10616004.fly@spamfly.com)
 +1.2122952121
 Fax: +1.2122952153
 230 Park Avenue
 Suite 864
 New York, NY 10169
 US

Billing Contact:

RegisterFly.com - Ref# 10616004
 Whois Protection Service - ProtectFly.com (10616004.fly@spamfly.com)
 +1.2122952121
 Fax: +1.2122952153
 230 Park Avenue
 Suite 864
 New York, NY 10169
 US

Status: Active

Name Servers:

ns15.dr2.net
 ns16.dr2.net

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Creation date: 30 Mar 2004 14:09:19
Expiration date: 30 Mar 2005 14:09:19

The data in this whois database is provided to you for information purposes only, that is, to assist you in obtaining information about or related to a domain name registration record. We make this information available "as is," and do not guarantee its accuracy. By submitting a whois query, you agree that you will use this data only for lawful purposes and that, under no circumstances will you use this data to: (1) enable high volume, automated, electronic processes that stress or load this whois database system providing you this information; or (2) allow, enable, or otherwise support the transmission of mass unsolicited, commercial advertising or solicitations via direct mail, electronic mail, or by telephone. The compilation, repackaging, dissemination or other use of this data is expressly prohibited without prior written consent from us. The registrar of record is eNom. We reserve the right to modify these terms at any time. By submitting this query, you agree to abide by these terms.

Version 6.3 4/3/2002

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